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Attorney Docket No. T2317-907720

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

First Named Inventor: MASHBURN, LARRY E.

Art Unit: 1771

Appln. No.: 10/059,278

Examiner: C. Juska

Filed: January 31, 2002

Confirmation No.: 5374

For: CARPET BACKINGS PREPARED FROM
VEGETABLE OIL-BASED POLYURETHANES

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RESPONSE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Official letter dated January 10, 2007, please reconsider the application in light of the following remarks.

REMARKS

The rejection of claims 7-14 and 23-31 over the prior art of record is respectfully traversed. The Examiner states that the newly filed Declaration under 37 CFR 1.131 is:

“---insufficient to overcome the rejection based upon the Kurth reference (US 2002/0090488) for at least the following reasons:

a. Section 3 of the Declaration discusses application 09/974,301 having Kurth as a named inventor. However, the applied reference (US 2002/0090488) of the present rejection is based upon application 09/974,302 rather than the '301 application.